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April 2, 2004


**Via Facsimile - 703-872-9306**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO on the date indicated below.

Date: April 2, 2004

  
Pamela S. Newton

Re: Patent Application for:  
"METHOD FOR ENCRYPTION OF INFORMATION"  
Serial No. 09/410,044  
Attorney Docket No. P06553-US2

Dear Sir: .

Enclosed for filing please find the following items relating to the above-identified application:

- (1) Petition to Withdraw Holding of Abandonment (3 pages);
- (2) Copy of Petition to Revive and Amendment previously filed with USPTO on May 2, 2003 and Auto-Reply Facsimile Transmission (12 pages); and
- (3) Notice of Abandonment dated 3/19/2004 (2 pages).

Should you have any questions or comments concerning this matter, please feel free to contact the undersigned at 972/583-1572.

Sincerely,



Steven W. Smith  
Reg. No. 36,684

SWS/psn



Attorney Docket No. P06553-US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Applicant: Roland Bodin  
Serial No: 09/410,044  
Filed: October 1, 1999

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Group Art Unit: 2131  
Examiner: Seal, James

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APR 02 2004

For: METHOD FOR ENCRYPTION OF INFORMATION

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Date: April 2, 2004

*Pamela S. Newton*  
Pamela S. Newton

Dear Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
UNDER 37 C.F.R. 1.181**

It is respectfully requested that the USPTO withdraw the holding of abandonment and continue examination of this application. The application was abandoned by the USPTO for Applicant's failure to timely file a response to the Office Action dated October 3, 2002. The Applicant contends that this application is, in fact, not abandoned. The facts relating to the abandonment of this application are as follows:

1. An Office Action rejecting the pending claim was issued by the PTO on 10/03/2002.

Petition to Withdraw Holding of Abandonment - PAGE 1 of 3  
EUS/J/P/04-8686

## Attorney Docket No. P06553-US2

2. The file was unintentionally placed with files that had no outstanding Office Actions when it was transferred from Applicant's former counsel to the Applicant.

3. On or about 05/04/2003 the Examiner called to inform the Applicant that the application was being abandoned for failure to timely file a response to the outstanding Office Action.

4. On 05/05/2003, the Applicant filed a "Petition for Revival of an Application for Patent Abandoned Unintentionally" together with an authorization to charge the Applicant's deposit account in the amount of \$1,300.00 for the petition fee, and an Amendment in response to the outstanding Office Action. A copy of this filing is attached.

5. An Auto-Reply Facsimile Transmission filing receipt showing that the Petition, authorization, and Amendment were received by the PTO is also attached.

6. On 03/19/2004, the PTO issued the enclosed Notice of Abandonment. The Notice states that the application was abandoned for failure to file a proper reply to the Office letter mailed on 03 April 2003. However, no such letter was ever received by the Applicant, and the file history in PAIR indicates that no such letter was ever sent by the PTO. The Notice additionally states, "A reply was received on 2 May 2003 seven months after due date. There was no authorization to buy extra time."

7. It appears that the Petition for Revival that the Applicant filed on 05/02/2003 was never entered in the application.

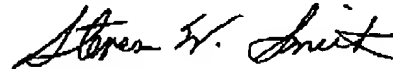
The Applicant contends that the Petition for Revival, deposit account authorization, and Amendment were timely filed with the USPTO and the USPTO's Auto-Reply Facsimile Transmission filing receipt is proof that the USPTO received these items in a timely manner. The Applicant further contends that no petition fee is due

Attorney Docket No. P06553-US2

since it has already been paid, and the prior Petition for Revival was misplaced by the USPTO.

For all the above reasons, the Applicant respectfully requests that the USPTO withdraw the holding of abandonment and continue examination of this application.

Respectfully submitted,



Steven W. Smith

Registration No. 36,684

Ericsson Inc.  
6300 Legacy Drive, M/S EVR 1-C-11  
Plano, Texas 75024

(972) 583-1572  
steve.xl.smith@ericsson.com



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/410,044	10/01/1999	ROLAND BODIN	040020-149	6306
27045	7390	03/19/2004	EXAMINER	
ERICSSON INC. 6300 LEGACY DRIVE M/S EVR C11 PLANO, TX 75024			SEAL, JAMES	
			ART UNIT	PAPER NUMBER
			2135	8

DATE MAILED: 03/19/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED

EUS LEGAL DEPT.

Docketed:	_____
Due:	_____
Initials:	_____

**Notice of Abandonment**

Application No.

09/410,044

Applicant(s)

BODIN, ROLAND

Examiner

James Seal

Art Unit

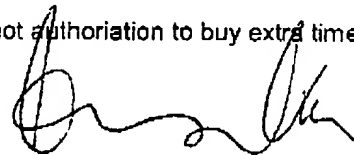
2135

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 03 April 2003.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

A reply was received on 2 May 2003 seven months after due date. There was not authorization to buy extra time.



Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office  
PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 8